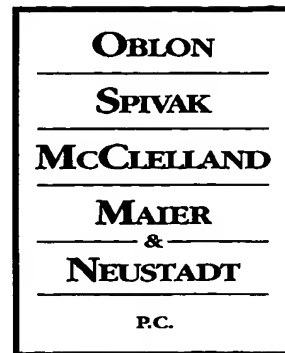




IPW



Docket No.: 249248US2DIV

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

ATTORNEYS AT LAW

RE: Application Serial No.: 10/786,095

Applicants: Masayoshi HIRAO, et al.

Filing Date: February 26, 2004

For: SEMICONDUCTOR DEVICE WITH  
SEMICONDUCTOR CHIP FORMED BY USING  
WIDE GAP SEMICONDUCTOR AS BASE  
MATERIAL

Group Art Unit: 2818

Examiner: TRAN, L. K.

SIR:

Attached hereto for filing are the following papers:

**ELECTION/RESTRICTION RESPONSE**

Our check in the amount of \_\_\_\_\_ is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

\_\_\_\_\_  
Gregory J. Maier

Registration No. 25,599

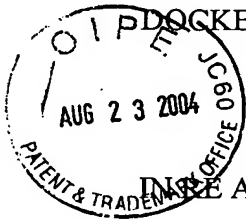
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DOCKET NO: 249248US2DIV

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

MASAYOSHI HIRAO, ET AL.

SERIAL NO: 10/786,095

FILED: FEBRUARY 26, 2004

FOR: SEMICONDUCTOR DEVICE WITH  
SEMICONDUCTOR CHIP FORMED BY  
USING WIDE GAP SEMICONDUCTOR  
AS BASE MATERIAL

:

: EXAMINER: TRAN, L. K.

:

: GROUP ART UNIT: 2818

ELECTION/RESTRICTION RESPONSE

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Election/Restriction Requirement in the Official Action mailed July 23, 2004, Applicants elect, with traverse, Species I of embodiment 1, and note that Claims 1-3 read on the elected Species I.

Applicants respectfully traverse the Election Requirement for the following reason.

MPEP § 803 states:

If the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.

The claims of the present invention appear to be part of an overlapping search area.

Accordingly, Applicants also respectfully traverse the outstanding Election Requirement on the grounds that a search and examination of the entire application would not place a *serious* burden on the Examiner.

Accordingly, an action on the merits is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



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